



---

## 2009 Decisions

## Opinions of the United States Court of Appeals for the Third Circuit

---

3-27-2009

# St. Paul Fire and Ma v. Turner Constr Co

Follow this and additional works at: [https://digitalcommons.law.villanova.edu/thirdcircuit\\_2009](https://digitalcommons.law.villanova.edu/thirdcircuit_2009)

---

### Recommended Citation

"St. Paul Fire and Ma v. Turner Constr Co" (2009). *2009 Decisions*. 1661.  
[https://digitalcommons.law.villanova.edu/thirdcircuit\\_2009/1661](https://digitalcommons.law.villanova.edu/thirdcircuit_2009/1661)

This decision is brought to you for free and open access by the Opinions of the United States Court of Appeals for the Third Circuit at Villanova University Charles Widger School of Law Digital Repository. It has been accepted for inclusion in 2009 Decisions by an authorized administrator of Villanova University Charles Widger School of Law Digital Repository.

NOT PRECEDENTIAL

UNITED STATES COURT OF APPEALS  
FOR THE THIRD CIRCUIT

---

No. 08-2292

---

ST. PAUL FIRE AND MARINE INSURANCE COMPANY,  
as subrogee of Brandywine Cira, L.P.,

Appellant

v.

TURNER CONSTRUCTION COMPANY

---

Appeal from the United States District Court  
for the Eastern District of Pennsylvania  
(D.C. Civil Action No. 2-07-cv-00270)  
District Judge: Honorable Eduardo C. Robreno

---

Submitted Under Third Circuit LAR 34.1(a)  
January 27, 2009

Before: SCIRICA, Chief Judge, AMBRO, and SMITH, Circuit Judges

(Opinion filed March 23, 2009)

**ORDER AMENDING NOT PRECEDENTIAL OPINION**

AMBRO, *Circuit Judge*:

IT IS NOW ORDERED that the not precedential opinion in the above case filed  
March 23, 2009, be amended as follows:

On page 6, line 2, substitute “They approve the rationale that” for “These courts do so”.

On page 7, line 5, after the “liability.” insert a closing parenthesis.

By the Court,

/s/ Thomas L. Ambro, Circuit Judge

DATED: March 27, 2009